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MAR 03 2004

Application No. 09/960,759
Attorney Docket No. 22333-010-401
Petition to Withdraw from Issue

23

OFFICE OF PETITIONS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT : Douglas FRAZIER EXAMINER : George L. Walton
SERIAL NUMBER : 09/960,759 ART UNIT : 3753
FILING DATE : September 21, 2001 ALLOWED : September 23, 2003
FOR : SPILL CONTAINMENT SYSTEM METHOD

MAIL STOP 313(c)

Honorable Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**PETITION TO WITHDRAW APPLICATION FROM
ISSUE PURSUANT TO 37 C.F.R. § 1.313(c)(2)**

Sir:

Petitioner hereby petitions the Commissioner to withdraw the above-identified application from issue. The Issue Fee in this application was timely paid on September 23, 2003.

Petitioner respectfully petitions that the above-identified application be withdrawn from issue and abandoned, in order to permit consideration of an Information Disclosure Statement under 37 C.F.R. § 1.97 along with a Request for Continued Examination in compliance with 37 C.F.R. § 1.114(c) filed concurrently herewith.

As required in § 1.313(a), a check in the amount of \$130.00 in payment of the fee set forth in § 1.17(i)(1) is enclosed herewith. Accordingly, Petitioner respectfully requests favorable consideration of this Petition.

The Commissioner is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 50-0311 (Reference No. 22333-010-401). A duplicate copy of this paper is enclosed.

Dated: February 27, 2004

Respectfully submitted,



Customer Number
29315

Rick A. Toering
Registration No.: 43,196
MINTZ, LEVIN, COHN, FERRIS, GLOVSKY AND
POPEO P.C.
12010 Sunset Hills Road, Suite 900
Reston, Virginia 20190
703-464-4806

RES 110771v1



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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS :	Douglas FRAZIER	EXAMINER :	George L. Walton
SERIAL NUMBER :	09/960,759	ART UNIT :	3753
FILING DATE :	September 21, 2001	ALLOWED :	September 23, 2003
FOR :	SPILL CONTAINMENT SYSTEM METHOD		

MAIL STOP 313(c)

Honorable Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL LETTER

Sir:

Transmitted herewith for filing in the present application are the following documents:

1. Petition to Withdraw Application From Issue Pursuant to 37 C.F.R. §1.313(c)(2) (in duplicate);
2. Request for Continued Examination (RCE) Transmittal (in duplicate);
3. Disclosure of Mr. Howard Kuster's Claim of Inventorship;
4. Form PTO-1449;
5. Check in the amount of \$515.00; and
6. Return postcard.

Our check for \$515.00 is enclosed covering any required fees. In the event any variance exists between the amount enclosed and the Patent and Trademark Office charges, please charge or credit the difference to our Deposit Account 50-0311, Reference No. 22333-010-401. A duplicate copy of this letter is enclosed for that purpose.

If the enclosed papers are considered incomplete, the Mail Room is respectfully requested to contact the undersigned at (703) 464-4806.

Dated: February 27, 2004

Respectfully submitted,



Customer Number
29315

Rick A. Toering
Registration No.: 43,195
MINTZ, LEVIN, COHN, FERRIS, GLOVSKY AND
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Reston, Virginia 20190
703-464-4806

RES 110786v1



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Application No. 09/960,759
Attorney Docket No. 22333-010-401
Petition to Withdraw from Issue

MAR 03 2004

**OFFICE OF PETITIONS
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

APPLICANTS :	Douglas FRAZIER	EXAMINER :	George L. Walton
SERIAL NUMBER :	09/960,759	ART UNIT :	3753
FILING DATE :	September 21, 2001	ALLOWED :	September 23, 2003
FOR :	SPILL CONTAINMENT SYSTEM METHOD		

MAIL STOP 313(c)

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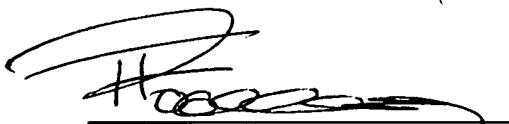
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